

**PATENT****C. REMARKS****1. Summary**

Claims 37-72 are currently pending in this application. Claims 37, 49, and 61 are independent claims. Claims 1-36 have been cancelled. Claims 37-72 have been added.

**2. Drawings**

In two previous responses, Applicant respectfully requested that the Examiner indicate whether the formal drawings that were submitted with the application were accepted by the Examiner. Applicants hereby respectfully request that the Examiner indicate whether the formal drawings submitted with the application are acceptable.

**4. Previous Claim Rejections**

Original claims 1-36 were finally rejected as being unpatentable over the prior art of record (U.S. Pat. No. 5,659,742 to Beattie et al. and U.S. Pat. No. 6,363,357 to Rosenberg et al.) that taught a computer system providing digital media to "users." In the Advisory Action, the Examiner points out that Applicant's "merchant" can be seen as a "user."

While the Applicant does not agree with the Examiner's assertion, Applicant has added new claims in this Request for Continued Examination (RCE) that more distinctly claim Applicant's invention. In particular, the new claims include limitations requiring four parties. These four parties include: the third party logging server (party one) that receives digital works from providers (party two). The third party logging server providing the digital works to merchant computer systems

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(party three), and the merchant computer system being adapted to provide the works to consumer computer systems (party four). Applicant respectfully asserts that the prior art of record, including the Beattie and Rosenberg references, do not teach or suggest providing digital works using the interactions between the third party logging server, provider computer systems, merchant computer systems, and consumer computer systems as taught and claimed by Applicant.

Conclusion

As a result of the foregoing, it is asserted by Applicant that the remaining claims in the Application are in condition for allowance, and Applicant respectfully requests an early allowance of such claims.

Applicant respectfully request that the Examiner contact the Applicant's attorney listed below if the Examiner believes that such a discussion would be helpful in resolving any remaining questions or issues related to this Application.

Respectfully submitted,

By



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